

Moved by Ellsworth

Seconded by Hagedorn

IN THE HOUSE OF REPRESENTATIVES  
HOUSE AMENDMENT TO S.B. NO. 1243

AMENDMENT TO THE BILL

On page 1 of the printed bill, delete lines 18 through 42; and delete pages 2, 3, 4, 5, 6 and 7, and insert:

"SECTION 1. That Section 49-402, Idaho Code, be, and the same is hereby amended to read as follows:

49-402. ANNUAL REGISTRATION. (1) The annual fee for operating each pickup truck, each neighborhood electric vehicle and each other motor vehicle having a maximum gross weight not in excess of eight thousand (8,000) pounds and that complies with the federal motor vehicle safety standards as defined in section 49-107, Idaho Code, shall be:

Vehicles one (1) and two (2) years old .....	\$48.00
Vehicles three (3) and four (4) years old .....	\$36.00
Vehicles five (5) and six (6) years old .....	\$36.00
Vehicles seven (7) and eight (8) years old .....	\$24.00
Vehicles over eight (8) years old .....	\$24.00

There shall be twelve (12) registration periods, starting in January for holders of validation registration stickers numbered 1, and proceeding consecutively through December for holders of validation registration stickers numbered 12, each of which shall start on the first day of a calendar month and end on the last day of the twelfth month from the first day of the beginning month. Registration periods shall expire midnight on the last day of the registration period in the year designated by the validation registration sticker. The numeral digit on the validation registration stickers shall, as does the registration card, fix the registration period under the staggered plate system of Idaho for the purpose of reregistration and notice of expiration.

A vehicle that has once been registered for any of the above designated periods shall, upon reregistration, be registered for the period bearing the same number, and the registration card shall show and be the exclusive proof of the expiration date of registration and licensing. Vehicles may be initially registered for less than a twelve (12) month period, or for more than a twelve (12) month period, and the fee prorated on a monthly basis if the fractional registration tends to fulfill the purpose of the monthly series registration system.

(2) For all school buses operated either by a nonprofit, nonpublic school or operated pursuant to a service contract with a school district for transporting children to or from school or in connection with school approved activities, the annual fee shall be twenty-four dollars (\$24.00).

1       (3) For all motorcycles and motor-driven cycles which comply with the  
2 federal motor vehicle safety standards, operated upon the public highways  
3 the annual fee shall be nine dollars (\$9.00).

4       (4) For operation of an all-terrain vehicle, utility type vehicle or  
5 motorbike, excluding a motorbike with an engine displacement of fifty (50)  
6 cubic centimeters or less, on city, county or highway district roads or  
7 highways open to such use, a restricted vehicle license plate fee pursuant  
8 to section 49-450, Idaho Code, shall be paid. In addition, the registration  
9 fee specified in section 67-7122, Idaho Code, shall be paid as provided in  
10 section 67-7122, Idaho Code. The registration and restricted vehicle li-  
11 cense plate exemption provided in section 49-426(2), Idaho Code, applies  
12 to all-terrain vehicles, utility type vehicles, motorbikes and motorcycles  
13 used for the purposes described in subsection (2) of section 49-426, Idaho  
14 Code. Nonresidents shall be allowed to purchase a restricted vehicle li-  
15 cense plate and sticker for an all-terrain vehicle, utility type vehicle or  
16 motorbike.

17       (5) For all motor homes the fee shall be as specified in subsection (1)  
18 of this section and shall be in addition to the fees provided for in section  
19 49-445, Idaho Code.

20       (6) Registration fees shall not be subject to refund.

21       (7) A financial institution or repossession service contracted to  
22 a financial institution repossessing vehicles under the terms of a secu-  
23 rity agreement shall move the vehicle from the place of repossession to the  
24 financial institution's place of business on a repossession plate. The  
25 repossession plate shall also be used for demonstrating the vehicle to a  
26 prospective purchaser for a period not to exceed ninety-six (96) hours. The  
27 registration fees for repossession plates shall be as required in subsection  
28 (1) of this section for a vehicle one (1) and two (2) years old. All other  
29 fees required under chapter 4, title 49, Idaho Code, shall be in addition to  
30 the registration fee. The repossession plate shall be issued on an annual  
31 basis by the department.

32       (8) A wrecker or towing business engaged in the process of towing motor-  
33 ized vehicles, which have been wrecked, abandoned, salvaged or may be dis-  
34 abled, may apply for a wrecker plate to be displayed on those vehicles being  
35 towed, provided the power unit is properly registered under this chapter.  
36 The registration fees for wrecker plates shall be as required in subsection  
37 (1) of this section for a vehicle one (1) and two (2) years old. All other  
38 fees required under chapter 4, title 49, Idaho Code, shall be in addition to  
39 the registration fee. The wrecker plate shall be issued on an annual basis by  
40 the department.

41       (9) In addition to the annual registration fee in this section, there  
42 shall be an initial program fee of twenty-five dollars (\$25.00) and an an-  
43 nual program fee of fifteen dollars (\$15.00) for all special license plate  
44 programs for those license plates issued pursuant to sections 49-404A,  
45 49-407, 49-408, 49-409, 49-414, 49-416, 49-418 and 49-418D, Idaho Code. For  
46 special plates issued pursuant to sections 49-406 and 49-406A, Idaho Code,  
47 there shall be an initial program fee of twenty-five dollars (\$25.00) but  
48 there shall be no annual renewal fee. For special plates issued pursuant  
49 to sections 49-415C, 49-415D, 49-415E, 49-416A, 49-416B, 49-416C, 49-416D,  
50 49-416E, 49-417, 49-417A, 49-417B, 49-417C, 49-417D, 49-417E, 49-418A,

49-418B, 49-418C, 49-418E, 49-419, 49-419A, 49-419B, 49-419C, 49-419D, 49-419E, 49-420, 49-420A, 49-420B, 49-420C, 49-420D, 49-420E, 49-420G, 49-420H, 49-420I, 49-420J and 49-420K, Idaho Code, and any new special plate program effective on and after January 1, 2013, pursuant to section 49-402D, Idaho Code, there shall be an initial program fee of thirty-five dollars (\$35.00) and an annual program fee of twenty-five dollars (\$25.00). The fees contained in this subsection shall be applicable to all new special plate programs. The initial program fee and the annual program fee shall be deposited in the state highway account and shall be used to fund the cost of administration of special license plate programs, unless otherwise specified by law.

(10) Any vehicle that does not meet federal motor vehicle safety standards shall not be registered and shall not be permitted to operate on public highways of the state, as defined in section 40-117, Idaho Code, unless otherwise specifically authorized.

SECTION 2. That Chapter 4, Title 49, Idaho Code, be, and the same is hereby amended by the addition thereto of a NEW SECTION, to be known and designated as Section 49-402D, Idaho Code, and to read as follows:

49-402D. SPECIAL LICENSE PLATE PREQUALIFICATION PROCESS. (1) Any special plate consideration shall:

(a) Submit a financial plan for the use of the proceeds from the special license plate sales; and

(b) Designate an individual who shall be deemed responsible by the agency for certifying compliance with the requirements of this section and working with the department; and

(c) Submit evidence to the department that the applicant has 501(c)(3) federal income tax status that has been in existence for at least two (2) years.

(d) The department is authorized and shall adopt and promulgate rules to carry out the provisions of this section.

(2) If the request for a special license plate is approved by the department, the following requirements, in addition to those set out in subsection (1) of this section, shall be met by September 1 prior to the next legislative session.

(a) The applicant shall deposit estimated programming and administrative costs with the department to be utilized for programming costs of the specialty plate. Administrative costs in the amount of one thousand dollars (\$1,000) shall be nonrefundable.

(b) In addition to the requirements provided for in section 49-402C, Idaho Code, the applicant requesting a special license plate program shall provide to the department an acceptable plate design.

(c) The applicant shall transmit to the department a list of two hundred fifty (250) applicants whose vehicles are currently registered in the state of Idaho, who intend to purchase the specialty plate when available, as evidenced by completing forms provided by the department.

(3) The department shall submit the completed applications for special license plate programs that meet the requirements of this section to the chairmen of the senate transportation committee and the house of representa-

1 tives transportation and defense committee each year on behalf of the agency  
2 to be included for consideration in the next legislative session.

3 (4) On an annual basis, by December 1 of each calendar year, the appli-  
4 cant that is a requestor of a special license plate program, shall prepare an  
5 annual report, which shall be made available on request, and shall be for-  
6 warded to the department. Such report shall include an accounting of rev-  
7 enues and expenditures associated with the funds collected for the special  
8 license plate program. The department shall compile and forward such re-  
9 ports to the chairmen of the senate transportation committee and the house of  
10 representatives transportation and defense committee by January 15 of each  
11 year. Failure of the agency to provide such report by the due date shall re-  
12 sult in the suspension of the special license plate program sales on January  
13 1 until such report is provided.

14 (5) Any decision by the department that the special license plate pro-  
15 gram application does not meet the provisions of this section may be appealed  
16 to the director of the department. Such notice of appeal shall be made in  
17 writing within twenty (20) days of the notice of denial."

#### 18 CORRECTION TO TITLE

19 On page 1, delete lines 2 through 16, and insert:

20 "RELATING TO MOTOR VEHICLE REGISTRATION AND LICENSE PLATES; AMENDING SEC-  
21 TION 49-402, IDAHO CODE, TO REVISE PROVISIONS RELATING TO INITIAL  
22 PROGRAM FEES; AND AMENDING CHAPTER 4, TITLE 49, IDAHO CODE, BY THE ADDI-  
23 TION OF A NEW SECTION 49-402D, IDAHO CODE, TO PROVIDE THAT ANY APPLICANT  
24 SEEKING TO PARTICIPATE IN THE SPECIAL LICENSE PLATE PROGRAM SHALL BE  
25 REQUIRED TO COMPLETE AN APPLICATION PROCESS, TO PROVIDE REQUIREMENTS,  
26 TO PROVIDE FOR RULES, TO PROVIDE ADDITIONAL REQUIREMENTS, TO PROVIDE  
27 THAT THE DEPARTMENT SHALL SUBMIT COMPLETED APPLICATIONS TO THE CHAIRMEN  
28 OF THE SENATE TRANSPORTATION COMMITTEE AND THE HOUSE OF REPRESENTATIVES  
29 TRANSPORTATION AND DEFENSE COMMITTEE, TO PROVIDE FOR A REPORT AND TO  
30 PROVIDE FOR APPEALS."